



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/982,709	10/18/2001	Andrew C. Gilbert	01-1041	8648
63710 7590 07/20/2009 DEAN P. ALDERUCCI CANTOR FITZGERALD, L.P. 110 EAST 59TH STREET (6TH FLOOR) NEW YORK, NY 10022				
EXAMINER WINTER, JOHN M				
ART UNIT 3685		PAPER NUMBER		
MAIL DATE 07/20/2009		DELIVERY MODE PAPER		

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.



UNITED STATES DEPARTMENT OF COMMERCE

U.S. Patent and Trademark Office

Address : COMMISSIONER FOR PATENTS

P.O. Box 1450

Alexandria, Virginia 22313-1450

APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
09982709	10/18/2001	GILBERT ET AL.	01-1041

DEAN P. ALDERUCCI
CANTOR FITZGERALD, L.P.
110 EAST 59TH STREET (6TH FLOOR)
NEW YORK, NY 10022

EXAMINER

JOHN M. WINTER

ART UNIT	PAPER
----------	-------

3685

20090707

DATE MAILED:

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner for Patents

A1. The USPTO's Board of Patent Appeals and Interferences ("Board") returned this application to the Examiner. See "Order Returning Undocketed Appeal to Examiner" mailed June 9, 2009 ("2009 Order").

A2. In the 2009 Order, the Board ordered the Examiner to:

- (1) to consider the Amendment filed on April 24, 2009.
- (2) for such further action as may be appropriate.

A3. In accordance with (1) above, the Examiner states that the Amendment filed on April 24, 2009 has been fully considered and will not be entered, additionally the IDS filed on July 6, 2009 has been fully considered

A4. In accordance with (2) above, it is the Examiner's position that no further action is necessary.